

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.32569 of 2008

MD.MUMTAZ @ MUMTAZ ALAM PETITIONER

Versus

THE STATE OF BIHAR OPP. PARTY

For the petitioner : - Sri Ashutosh Kumar, Advocate

For the O.P. : - Sri S.M. Rahman, APP

For the informant : - Sri Gayasuddin Khan, Advocate

3. 11.11.2008 Heard Sri Ashutosh Kumar, Advocate for the petitioner,
Sri Gayasuddin Khan, Advocate for the informant and Sri S.M.
Rahman, APP for the State,

The case has been registered under Section 304B of the IPC and the fact remains that most of the similarly situated accused persons have been admitted to bail some under Section 438 of the Cr.P.C. In support of the above contention, the learned Senior counsel appearing for the petitioner has produced an order passed by the learned Sessions Judge, Darbhanga in A.B.P. No. 779 of 2008. The petitioner is the father-in-law had undergone bypass surgery and is in custody.

Let petitioner Md. Mumtaz @ Mumtaz Alam be released from custody on furnishing a bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Darbhanga in connection with L.N.M.U. P.S. Case No. 84 of 2008.

DKS/

(Dharnidhar Jha, J)